

# CONTRACT LAW DIVISION

Office of Assistant General Counsel for Finance and Litigation

Biweekly Report—Period Ending September 23, 2000

## Metocean Data Systems Limited

Metocean Data Systems Limited filed an agency-level protest, directed to the Contracting Officer, challenging CASC's intention to award a purchase order for WOTAN drifters to Pacific Gyre. The agency has determined that the specification is flawed and will take corrective action by canceling the procurement and synopsizing a new contract action in the CBD. (Amy Freeman Pierce)

## NOAA/SAO

NOAA is procuring a new Fisheries Research Vessel (FRV) to support key National Marine Fisheries Service (NMFS) research. This multi-million dollar acquisition is for a 40-day endurance, acoustically quiet ship (including options for additional vessels) to augment the existing fleet. Proposals have been received and the Technical Evaluation Panel has begun evaluations. (Edward Weber)

## BIC Marine Contractor, Inc. - B-285814.2

GAO denied protester's request for reconsideration on September 15, 2000. GAO stated that BIC Marine failed to file its comments on the agency report, or request an extension of time, within 10 days after receipt of the agency report. (Amy Freeman Pierce)

## NOAA Weather Radio

We met with the program to arrive at a preliminary procurement strategy to replace the current poorly-performing NWR DEC-talk synthesized voice capability. There appear to be about six potential offerors. The proposed procurement schedule is likely unattainable. (Mark Langstein)

## SARSAT Local User Terminals (LUTs)

We met with the Contracting Officer and the program to arrive at a preliminary procurement strategy for NESDIS' 3<sup>rd</sup> generation SARSAT LUTs. Although we considered use of a GWACS to hopefully avoid a likely protest, the additional costs (estimated at ~ \$1 million) are likely too high to proceed along that route. (Mark Langstein)

## NEXRAD TPMS

The head of NWS has directed the program to try to negotiate a settlement with Powerware that would result

in an acceptable system. Although Powerware appears amenable to performing the technical effort required, it appears that it is bent on passing along almost all increased costs resulting from its non-compliance to the Government. Program representatives are meeting this week to try to reach agreement on technical specifications. (Mark Langstein)

## NTIA

Amy Pierce participated in a meeting with NTIA to discuss an upcoming procurement for the management of .edu domain space. Currently, Network Solutions performs the management responsibilities. NTIA anticipates a full and open competition for the no-cost contract.

## Advanced Measurement Laboratory

Fred Kopatich attended discussions of the Source Evaluation Board and provided comments on the final technical evaluation report and source selection recommendation.

## CLD "Time to Complete"—4.6 Days

### Actions by Contract Law Division during Period from 08/27/2000 09/09/2000

Bureau	Received	Completed
CENSUS	1	1
ESA	1	1
ITA	1	2
NIST	5	5
NOAA	21	21
O/S	1	1
PTO	2	2
<b>Totals</b>	<b>32</b>	<b>33</b>

Contract Law Division—Client Workload  
Period Ending 09/23/2000

